

SUPPLEMENTAL DECLARATION  
FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

Donald E. Beeler, Jr.

Residence:                   3 King Street  
                                  Monroe, New York   10950

Post office address:   3 King Street  
                                  Monroe, New York   10950

Citizenship:               U.S.A.

I believe I am an original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled Real Time Backup System, the specification of which:

- ☐ is attached hereto.
- ☒ was filed on October 16, 1995 as Application Serial No. 08/543,266 and was amended on July 21, 1997 and February 23, 1998

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim priority benefits under Title 35, United States Code, § 119 of any foreign application(s) or provisional application(s) for patent listed below and have also identified below any application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

PRIOR APPLICATION(S) :

PRIORITY  
CLAIMED  
UNDER 35  
U.S.C. 119(e)

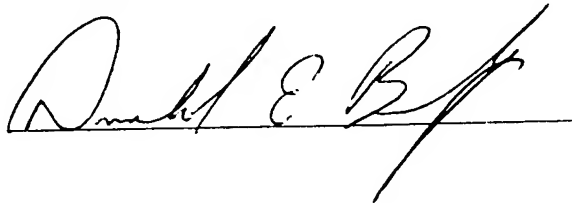
APPLICATION No.

DATE OF FILING

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of inventor : Donald E. Beeler, Jr.

Inventor's signature :



Date: 4-1-98

Residence: 3 King Street  
Montroe, New York 10950

Post Office Address: 3 King Street  
Monroe, New York 10950

Citizenship: U.S.A.



UNITED STATES DEPARTMENT OF COMMERCE  
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Washington, D.C. 20231

SEPTEMBER 03, 1998

PTAS

CHADBOURNE & PARKE LLP  
DREW M. WINTRINGHAM, ESQ.  
30 ROCKEFELLER PLAZA  
NEW YORK, NY 10112



\*100772767A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/08/1998

REEL/FRAME: 9243/0548

NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

BEELER, DONALD E., JR.

DOC DATE: 05/22/1998

ASSIGNEE:

NETWORK SPECIALISTS, INC.  
80 RIVER STREET, #5  
A CORPORATION OF NEW JERSEY  
HOBOKEN, NEW JERSEY 07030

SERIAL NUMBER: 08543266

FILING DATE: 10/16/1995

PATENT NUMBER: 5819020

ISSUE DATE: 10/06/1998

LENELL MACKALL, PARALEGAL  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

PATENT ASSIGNMENT

WHEREAS, Donald E. Beeler, Jr., being a citizen of the United States of America, residing at 3 King Street, Monroe, New York 10950, (hereinafter known as the "Inventor"), has invented a certain new and original Real Time Backup System, for which application for Letters Patent of the United States has been made under U.S. Patent Application No. 08/543,266; and

WHEREAS, Network Specialists, Inc., a corporation organized and operating under and pursuant to the laws of the State of New Jersey, and having an office at 80 River Street #5, Hoboken, New Jersey 07030, (hereinafter "Assignee"), is desirous of confirming its interest in and to said application and the invention therein described and claimed and any Letters Patent that may be issued upon said application or for the improvements therein contained;

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I, the Inventor do hereby affirm the sale, assignment and transfer unto the said Assignee, its successors and assigns, the full and exclusive rights, title and interest in and to the said application and the invention therein contained, including the right to apply

for any Letters Patent in the United States of America and in any and all other countries, including all divisionals, renewals, substitutes, continuations, continuations-in-part and Convention applications based in whole or in part upon said invention or upon said application, and any and all Letters Patent that may issue thereon, in the United States and other countries, and any and all reissues, extensions, renewals, divisions, continuations or continuations-in-part of Letters Patent granted for said invention or upon said application, to the full end of the term or terms for which said Letters Patent may be issued, and every priority right that is or may be predicated upon or arise from said invention, said application and said Letters Patent, the same to be held and enjoyed by the said Assignee, its successors and assigns, the same as it would have been held and enjoyed by the Inventor if this assignment and sale had not been made.

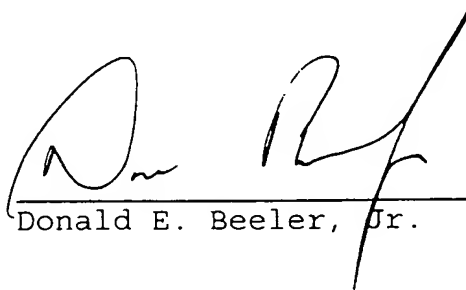
The Inventor confirms that said Assignee has authorization to file patent applications in any or all countries on any or all of said invention and any improvements in the Inventor's name or in the name of the said Assignee, or otherwise as the Assignee may deem advisable, under the International Convention or otherwise.

And the Inventor hereby authorizes the Commissioner of Patents of the United States and the empowered officials of all other governments to issue or transfer all said Letters Patent to the said Assignee, as assignee of the entire right, title and interest therein or otherwise as said Assignee may direct, in accordance with this document.

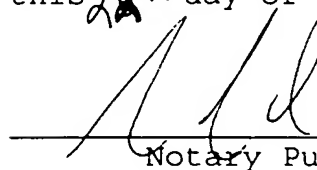
The Inventor hereby represents and warrants that he has not and will not execute any instrument or grant or transfer any rights or interests inconsistent with the rights and interests granted herein, and the Inventor binds himself and his heirs, executors, administrators and legal representatives, as the case may be, to execute and deliver to the said Assignee, its successors and assigns, any further documents or instruments and do any and all further acts that may be deemed necessary by the said Assignee, to enable the same Assignee, its successors and assigns, to file applications for said invention and any improvements in any country where it may elect to file such applications, and that may be necessary to vest in the said Assignee, its successors and assigns, the title conveyed or intended so to be, and to enable such title to be recorded in the United States and other countries where such application or applications may be filed.

And the Inventor further covenants and agrees, in consideration of these premises, that he, his executors and administrators will, at any time, upon request, communicate to the said Assignee, its successors and assigns, any facts relating to the said invention and improvements and the history thereof, known to him or his executors and administrators, and that he will testify as to the same in any interference or other litigations when requested so to do by the said Assignee, its successors and assigns, it being understood that Assignee will compensate the Inventor for the expenses reasonably incurred in complying with said requests.

The effective date of the Assignment with respect to the Inventor is October 16, 1995.

  
Donald E. Beeler, Jr.

Sworn to before me  
this 22<sup>nd</sup> day of MAY, 1998

  
Notary Public

**VICTOR J. DI GIOIA**  
Notary Public, State of New York  
No. 31-4764356  
Qualified in New York County  
Commission Expires June 30, 1998